

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffrey Donald Manuell et al.

Serial No.: 10/687,285

Filed: October 16, 2003

Group Art Unit: 2115

Confirmation No.: 7541

For: METHOD, APPARATUS AND PROGRAM PRODUCT FOR
MANAGING THE OPERATION OF A COMPUTING
COMPLEX DURING A UTILITY INTERRUPTION

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 11, 2006, of the Primary Examiner finally rejecting claims 1, 3-9, and 11-29.

The item(s) checked below are appropriate:

1. An extension of time to respond to the final rejection was granted on _____ for _____ month(s).
2. A timely response to the final rejection has been filed.
3. This Notice of Appeal constitutes a timely response to the final rejection.

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4. The fee of \$500.00 is:

Enclosed.

Not required. (Fee paid in prior appeal.)

Charged to Deposit Account No. 09-0465. A duplicate copy of this sheet is enclosed.

Date: December 11, 2006

Respectfully submitted,

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence and any enclosures are being electronically transmitted via EFS-WEB on the date indicated below.

December 11, 2006
Date of Deposit
/debra a peterson/
Debra A. Peterson

By /james r nock/
James R. Nock
Registration No. 42,937

From:
IBM Corporation
Intellectual Property Law
Dept. 917, Bldg. 006-1
3605 Highway 52 North
Rochester, MN 55901

Telephone: (507) 253-4661
Fax: (507) 253-2382

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